

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

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THOMAS GREGORY SHEA,

Plaintiff,

v.

FEDERAL TRADE COMMISSION,

Defendant.

3:12-cv-00301-LRH-VPC

ORDER

Before this Court is the Report and Recommendation of U.S. Magistrate Judge Valerie P. Cooke (#5¹) entered on August 22, 2012, recommending denying Plaintiff's Application to Proceed *in Forma Pauperis* (#1), filed on June 5, 2012, and dismissing the complaint without prejudice. Plaintiff filed his Response to Report and Recommendation (#7) on September 26, 2012. Defendant did not file a response. This matter was referred to the Magistrate Judge pursuant to 28 U.S.C. § 636(b)(1) and Local Rule 1B 1-4 of the Rules of Practice of the United States District Court for the District of Nevada.

The Court has conducted its *de novo* review in this case, has fully considered the response of the Plaintiff, the pleadings and memoranda of the parties and other relevant matters of record pursuant to 28 U.S.C. § 636 (b) (1) (B) and Local Rule IB 3-2. The Court determines that the Magistrate

¹Refers to court's docket number.

1 Judge's Report and Recommendation (#5) entered on August 22, 2012, should be adopted and
2 accepted.

3 IT IS THEREFORE ORDERED that the Magistrate Judge's Report and Recommendation (#5)
4 entered on August 22, 2012, is adopted and accepted, and Plaintiff's Application to Proceed *in Forma*
5 *Pauperis* (#1) is GRANTED.

6 IT IS FURTHER ORDERED that the Clerk of the Court shall file and docket Plaintiff's
7 complaint (#1-1); and

8 IT IS FURTHER ORDERED that Plaintiff's complaint is DISMISSED without prejudice.

9 IT IS SO ORDERED.

10 DATED this 6th day of November, 2012.



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13 LARRY R. HICKS
UNITED STATES DISTRICT JUDGE
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